

UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

JUAN D. ALVAREZ,)	Case No. CV 13-6228 SJO(JC)
Petitioner,)	
v.)	ORDER ACCEPTING FINDINGS,
FRANK CHAVEZ,)	CONCLUSIONS, AND
Respondent.)	RECOMMENDATIONS OF
)	UNITED STATES MAGISTRATE
)	JUDGE

Pursuant to 28 U.S.C. § 636, the Court has reviewed the Petition for Writ of Habeas Corpus by a Person in State Custody (“Petition”), the Motion to Dismiss the Petition and documents submitted in connection therewith, and all of the records herein, including the attached Report and Recommendation of United States Magistrate Judge (“Report and Recommendation”). The Court approves and accepts the Report and Recommendation.

IT IS ORDERED that the state-law predicates of all of petitioner’s claims are dismissed without prejudice.

IT IS ALSO ORDERED that, as the Petition is “mixed,” and as petitioner has not amended the Petition to delete his unexhausted claims by the deadline to file objections to the Report and Recommendation, the Motion to Dismiss is

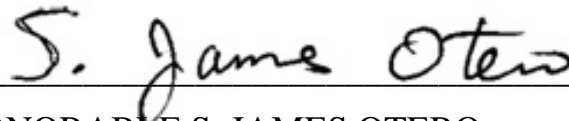
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1 granted, the Petition and this action are dismissed without prejudice and Judgment
2 is to be entered accordingly.

3 IT IS FURTHER ORDERED that the Clerk serve copies of this Order, the
4 Judgment and the Report and Recommendation on petitioner and on counsel for
5 respondent.

6 IT IS SO ORDERED.

7 DATED: January 4, 2015

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10 HONORABLE S. JAMES OTERO
11 UNITED STATES DISTRICT JUDGE
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